



PATENT
5760-15300/VRTS0463

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 10/735,088
Filed: December 12, 2003
Inventor(s):
Nagaraj, et al.

§ Examiner: Unknown
§ Group/Art Unit: 2171
§ Atty. Dkt. No: 5760-15300

Title: FILE SYSTEM AND METHODS FOR PERFORMING FILE CREATE AND OPEN OPERATIONS WITH EFFICIENT STORAGE ALLOCATION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date indicated below.

B. Noël Kivlin

Printed Name

Signature _____

Date _____

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant requests consideration of ☒ the references listed on the attached Form PTO-1449 and/or ☐ the additional information identified below in paragraph 3.

- ☒ A copy of each required reference listed on the Form PTO-1449 is enclosed.
- ☐ The references listed on the Form PTO-1449 were previously cited in application serial no. _____ to which the captioned application is seeking priority under 35 U.S.C. § 120; therefore, a copy of each reference is not enclosed.
- ☒ The present application is a U.S. national patent application filed after June 30, 2003, or an international application that entered the national stage under 35 USC § 371 after June 30, 2003. Therefore, copies of the cited U.S. patents and/or U.S. patent application publications are not enclosed.

1. This Information Disclosure Statement is submitted:
 - a. ☐ within 3 months of the filing date of a national application other than a continued prosecution application under § 1.53(d);
☐ within 3 months of the date of entry of the national stage as set forth in § 1.491 in an International application;
☒ before the mailing date of a first Office Action on the merits; or
☐ before the mailing of a first Office Action after the filing of a request for continued examination under § 1.114.
 - b. ☐ after the events of above paragraph 1a and prior to the mailing date of a final Office Action or Notice of Allowance, and thus: ☐ the certification of paragraph 2 below is provided, or ☒ a fee of \$180.00 (submitted with electronic IDS).
 - c. ☐ after the mailing date of a final Office Action or a Notice of Allowance and prior to payment of the issue fee, and thus: the certification of paragraph 2 below is provided and a fee of \$180.00 is enclosed.
2. It is hereby certified:
 - ☐ that each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart application and that this communication was not received by any individual designated in § 1.56(c) more than thirty (30) days prior to the filing of the information disclosure statement;
 - ☐ that each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three (3) months prior to the filing of the Statement; or
 - ☐ that no item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the person signing the certification after making reasonable inquiry, was known to any individual designated in § 1.56 (c) more than three (3) months prior to the filing of the Statement.
3. ☐ Consideration of the following additional information (including any co-pending or abandoned U.S. applications, prior uses and/or sales, etc.) is requested:
4. For each non-English language reference listed on the attached Form PTO-1449:
 - ☐ reference is made to an English language translation submitted herewith, and/or
 - ☐ reference is made to a foreign patent office search report (in the English language) submitted herewith, and/or
 - ☐ reference is made to an English language translation of a foreign patent office search report submitted herewith, and/or

- ☐ reference is made to the concise explanation contained in the specification of the present application at page(s) _____, and/or
- ☐ reference is made to the concise explanation set forth below:
5. ☐ Applicant also offers the following comments for the Examiner's consideration:
6. ☐ Also enclosed is a copy of a foreign search report citing these references.
7. ☐ The listed documents were brought to the attention of the Applicant(s) after payment of the issue fee in the captioned case. The documents were cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement. Applicant(s) request this Information Disclosure Statement and attached Form PTO-1449 be placed in the file of the captioned application.
8. ☐ Applicant(s) requests that the Information Disclosure Statement and attached Form PTO-1449 and references, which are being filed before the grant of the patent and pursuant to 37 C.F.R. § 1.97(i), be placed in the file of the captioned application.

If any required fees are missing, the Commissioner is authorized to charge said fees to Meyertons, Hood, Kivlin, Kowert & Goetzl, P.C. Deposit Account No. 501505/5760-15300/BNK.

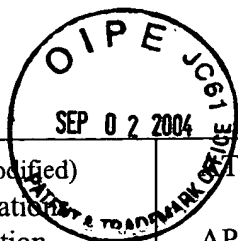
Respectfully submitted,



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Date: 2-31-04

**Form PTO-1449** (modified)

List of Patents and Publications

For Applicant's Information

Disclosure Statement

(Use several sheets if necessary)

PATENT DKT. NO. 5760-15300

APPLICANT: Nagaraj, et al.

FILING DATE: December 12, 2003

SERIAL NO. 10/735,088

GROUP: 2171

U.S. PATENT DOCUMENTS

EXAM. INITIALS	REF. DES.	DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FILING DATE IF APPROPRIATE
		5,218,695	6/8/93	Noveck, et al.			
		2002/0091751	7/11/02	Sonoda, et al.			

FOREIGN PATENT DOCUMENTS

EXAM. INITIALS	REF. DES.	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB CLASS	TRANSLATION YES/NO

OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)

	A1	"Compaq COBOL User Manual," Compaq COBOL, accessed 10/23/03 (http://www.Helsinki.fi/atk/unix/dec_manuals/cobv27ua/cobum)043.htm), 9 pages
	A2	"IBM General Parallel File System for AIX: Administration and Programming Reference," IBM, accessed 10/23/03, 3 pages.
	A3	"Journaling on RAID," Jack Fegreus, accessed 10/23/03 (http://www.open-mag.com/features/Vol_18/filesystems/filesystems.htm) 5 pages.
	A4	"New HOWTo: Linux Partition HOWTO," Section 7: Formatting Partitions, April 5, 2001, 4 pages.
	A5	"Ext2 Patches for Linux 2.1," March 12, 1998, 24 pages.
	A6	"Lustre: A Scalable, High-Performance File System," Cluster File Systems, Inc., Lustre Whitepaper Version 1.0, November 11, 2002, 13 pages.
	A7	"Re: Squid Performance Wish-List," Andres Kroonmaa, August 27, 1998, 10 pages.
	A8	"Tiger Shark-a Scalable File System for Multimedia," Roger L. Haskin, IBM, 1998, 14 pages.
	A9	"Understanding the Linux Kernel," Second Edition, Daniel P. Bovet and Marco Cesati, O'Reilly & Associates, Inc., 2003, pp. 574-576, 597-599.
	A10	"Sun™ Cluster 3.0 Software Cluster File System (CFS): Making the Most of the Global File Service," Technical White Paper, Sun Microsystems, Inc., 2001, 27 pages.

EXAMINER:

DATE CONSIDERED:

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the patent owner.